

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAY 13 1992

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAY 13 1992

The applicant..... J.C. Penney Company, Inc.

11111 Stead Boulevard....., of..... Reno.....
Street and No. or P.O. Box No. City or Town

Nevada (89506)....., hereby make^s application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a
copartnership or association, give names of members.)..... Incorporated in the State of Delaware
in 1913

1. The source of the proposed appropriation is..... Underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... .045 cfs.....second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Temporary dewatering for environmental clean-up.
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under No. 12. "Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, T21N, R19E,
Describe as being within a 40-acre subdivision of public

MDM or at a point from which the Southeast corner of Section 6, T20N, R19E,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

MDM bears (1) S 4° 00' 07" E a distance of 5,837.23 feet and (2) S 3° 51' 05" E
a distance of 5,847.97 feet.

6. Place of use..... SW $\frac{1}{4}$ Section 32, T21N, R19E, MDM.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about..... January 1..... and end about..... December 31....., of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)..... Drill two wells with pump to treatment
State manner in which water is to be diverted, i.e. diversion structure, ditches and

facilities and pipe treated water to infiltration bed.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$90,000.00
10. Estimated time required to construct works.....One Year
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use.....Five Years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
This application is for environmental clean-up as required by DEP and Washoe County. It is estimated that continuous pumping for two to three years will clear up the contaminated underground water. DEP has issued the U.I.C. Permit.
- By.....s/ Richard W. Arden Agent
950 Industrial Way
Sparks, NV (89431)
- Compared.....ap/se.....ap/se
- Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. The State retains the right to regulate the use of water granted herein at any and all times.

* The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.045.....cubic feet per second, but not to exceed 33 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be filed on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....*

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 9th day of July,

A.D. 1992

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit is issued pursuant to the provisions of NRS 533.4375. Well drillers reports for any well(s) drilled under this permit shall be filed within 30 days from the completion of the well.

Within 30 days after the completion of the project, the permittee shall notify the State Engineer of such completion and all wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code.